

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 44 OF 2006

Nilesh @ Mamy Bhagwan Chavan. ...Applicant
V/s.
State of Maharashtra. ...Respondent

Mr.S.S. Thombare for Applicant.
Ms.S.D. Shinde, APP for State.

CORAM : V.M. KANADE, J.

DATED : JANUARY 24, 2006

P.C. :-

. Heard learned Counsel for the applicant and learned APP for the State.

. The applicant was arrested in connection with an offence registered at Yerwada Police Station vide C.R.No.378/2005 under Section 304 read with 34 of the IPC.

2. It is alleged that when the applicant and her husband were closing their shop, four people came near the shop and one Bharat assaulted the complainant's wife and the other three including the applicant took out the cash which was kept in the drawer of the shop and

escaped on a motor cycle. The assailant Bharat was apprehended by the people on the spot and other three persons including the present applicant ran away.

3. Considering the fact that the applicant had not assaulted the complaint or his wife and there was no other criminal antecedents against him, in my view, this is a fit case for grant of bail. The applicant has also a fixed case of residence in Pune.

4. The applicant be released on bail in the sum of Rs.5,000/- with one or two sureties in the like amount in connection with the aforesaid case. The applicant to report to Yerwada Police Station, twice in a month.

. The application is allowed in the above terms.

(V.M. KANADE, J.)